## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Confirmation No. 5757

Teresa Mead et al.

Examiner: Joseph F. Edell

Application No.: 10/813,877

Technology Center/Art Unit: 3636

Filed: March 30, 2004

DECLARATION UNDER 37 C.F.R. 1.131

For: INFANT RESTRAINT SYSTEMS

AND METHODS

Customer No.: 20350

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We, Teresa Mead, Susan Ganter, Mike Pogue, Mary Young, Sheila Littlehorn, and Susan Matthews Brown each hereby declare and state as follows:

- 1. We, Teresa Mead, Susan Ganter, Mike Pogue, Mary Young, Sheila Littlehorn, and Susan Matthews Brown (hereinafter "the inventors"), are joint inventors of the subject matter recited in all pending claims of the above-entitled application.
- 2. All the work described in this declaration was performed in the United States of America.
- 3. Prior to April 29, 2003, the publication date of U.S. Patent No. 6,553,590 to Jamie S. Leach, in the United States of America the inventors reduced to practice the subject matter of the invention described in the pending claims of the above-entitled application.
- 4. Exhibit A, enclosed herewith, is a copy of a letter from Susan Brown indicating that on February 14, 2002 a prototype was presented to Babies R Us employees. The prototype was described as "a Bobby with a restraint to hold baby in place, and a retractable sun

shade." We declare that the prototype presented at this February 14, 2007 meeting is a complete and accurate construction of the presently claimed invention.

- 5. Exhibits B and C are photographs of the prototype presented at the February 14, 2002 meeting. We declare that the photographs completely and accurately show the prototype presented at the February 14, 2007 meeting.
- 6. We each declare, individually, that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements, and the like, so made are punishable by a fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements many jeopardize the validity of the application or any patent issued thereon.

Date: <u>6/20/07</u>	By: Mead Teresa Mead
Date:	By:Susan Ganter
Date:	By:
Date:	By:
Date:	By: Sheila Littlehorn
Date: 6/25/07	By: Swan Matthews Brown

Enclosures:

**Exhibits A-C** 

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Date:	By:
	By: Teresa Mead
Date:	By:Susan Ganter
Date:	By:
Date: 4/9/2007	By Mary Young
Date:	By:Sheila Littlehorn
Date:	By:Susan Matthews Brown
Enclosures: Exhibits A-C	

## Exhibit A

Mr. Darin Gibby Townsend Townsend and Crew 1200 Seventeenth Street Suite 4700 Denver, CO 80202

Dear Darin:

This is in regard to a product that we showed to Marcia Costello at Babies R Us/Toys R Us. This product was a Boppy with a restraint to hold baby in place, and a retractable sun shade. We showed this to Marcia on February 14, 2002. She and her boss, Steve, had asked us to show them some new directions and ideas. We showed her a prototype of a product and Clarice and I made the day before. We did not have any details to present with this product, such as pricing. It was simply a concept. I recall that Marcia said, "I like where you're going. Work on it some more and show me a more developed product."

Best regards,

Susan M. Brown President

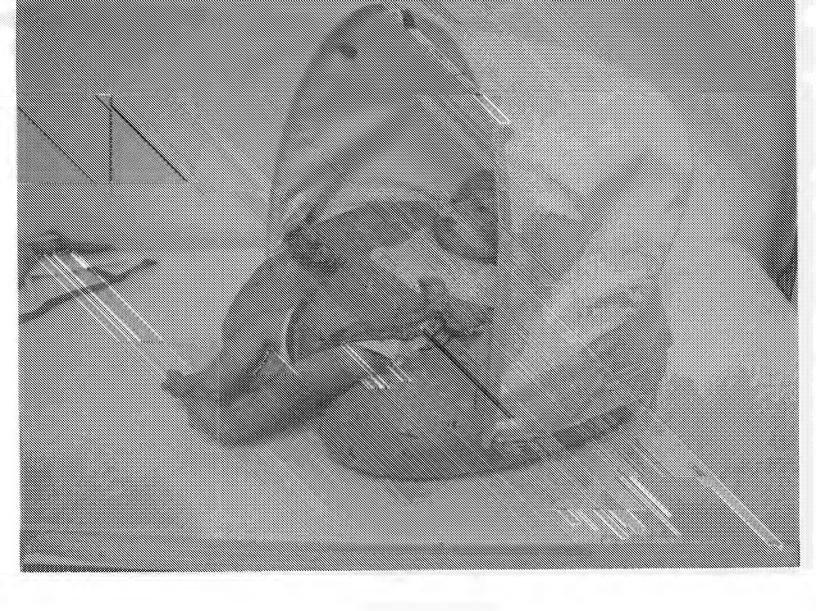


Exhibit B



Exhibit C